

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
BOARD OF REGISTERED NURSING

DATE: February 4 – 5, 1999

TIME: 9:00 am - Both Days

LOCATION: Holiday Inn Select
595 Hotel Circle South
San Diego, CA 92108

PRESENT: Mary Jo Gorney-Moreno, PhD, RN, President
Sharon Ecker, RN, Vice President
Genevieve D.R. Deutsch, RNC, OGNP
Monta Huber, Public Member (Present 2/4/99)
Judith M. Jonilonis, RN, BBA, CNOR
Seth L. Liebman, Public Member

ALSO PRESENT: Ruth Ann Terry, MPH, RN, Executive Officer
Susan Brank, Assistant Executive Officer
Heidi Goodman, Manager, Licensee & Administrative Services
Elliot Hochberg, Manager, Enforcement Program
Louisa Gomez, Manager, Licensing Standards & Evaluation; Advanced Practice
Geri Nibbs, MN, RN, NP, Supervising NEC
Maria Bedroni, MN, RN, NP, Supervising NEC
Louise Bailey, MEd, RN, NEC
Usrah Claar-Rice, MSN, RN, NEC
Jean Harlow, MSN, RN, NEC
Janette Wackerly, MBA, RN, NEC
Kay Weinkam, MS, RN, CNS, NEC
Grace Ardnt, MSN, RN, NEC
Donna Drugatz, MSN, RN, NEC
Shelley Lockett, MPH, RN, NEC
Alice Takahashi, MS, RN, NEC
Wes Miyamura, Probation Monitor
LaVonne Powell, Legal Counsel
Joyce Whorton, Administrative Law Judge
Kathy Lamb, Deputy Attorney General
Ellen Jibben, Recording Secretary

Thursday, February 4, 1999

1.0 CALL TO ORDER

M. J. Gorney-Moreno, President, called the meeting to order at 9:10am and had Board Members introduce themselves. The Board welcomed students and faculty from Imperial Valley College, Golden West College, Compton Community College, and University of San Diego.

2.0 DISCIPLINARY MATTERS

Reinstatement - Open Session

GIES, Kimberly Anne	Granted with probation
LEE, Christine M.	Granted with probation and completion of examination

Reduction of Penalty

AHNBERG, Michele M.	Granted
OJDANA, Veronica	Granted
LEE, Larry Gene	Granted
FASHOLA, Udeme Sandra	Granted

Closed Session Discussion Items

M. J. Gorney-Moreno, Board President, called the closed session meeting to order at 4:20 pm. The closed session adjourned at 5:15 pm.

Friday, February 5, 1999

M. J. Gorney-Moreno, President, called the meeting to order at 9:07am. The President had the Board Members introduce themselves.

3.0 OPEN FORUM

No one came forward to speak.

4.0 APPROVE/NOT APPROVE MINUTES OF December 3-4, 1998

MSC: Deutsch / Jonilonis - That the Board approve the minutes from December 3-4, 1998 as submitted.
5-0-0

5.0 REPORT ON BOARD MEMBERS' ACTIVITIES

Mary Jo Gorney-Moreno attended the Research Advisory Panel meeting in January with the National Council of State Board of Nursing and in February attended the Special Services Committee meeting where she participated on the Editorial Board for the new NCLEX review course NCSBN is presenting. Both meetings were held in Chicago. Mary Jo also attended a leadership conference in San Francisco.

Genny Deutsch spoke to a group of 7th and 8th graders at Muirland Middle School.

6.0 EXECUTIVE OFFICER'S REPORT ON BOARD AND DEPARTMENT ACTIVITIES

R. Terry presented this report.

1.0 DCA Director Appointed

Governor Davis has appointed Kathleen Hamilton as the new Director of Department of Consumer Affairs. She worked as Davis' deputy chief of staff in the lieutenant governor's office since 1995.

2.0 1997 RN Survey

Under separate cover, board members received the final draft of a report on data collected from California Registered Nurses in the summer of 1997 by the Institute for Social Research at California State University at Sacramento. The report includes descriptive data for nursing in 1997 and provides comparisons with the Board's prior surveys of 1990 and 1993. The draft of this report was provided to board members for their review and input before the report is published and distributed.

3.0 Budget Highlights

The Governor's Budget for FY 1999/2000 was released on January 8, 1999, and the Board's Senate budget hearing has been tentatively set for February 17, 1999. The Board does not have any significant changes. However, on the chart below, it was noted that the total budget amount fluctuates from year to year. Those changes are due to the net increases and decreases in State and Departmental pro-rata. The increase in pro rata is due primarily to charges for investigative services due to a two-year accounting cycle.

The Board has not increased its fees in over seven years, and it has no plans for increases in the foreseeable future.

Overall, the Board budget is fiscally sound and stable. Revenue has been consistent with license renewals remaining steady. The Board's reserve is prudent and is necessary to meet future potential cost increases and unforeseen contingencies.

BOARD OF REGISTERED NURSING			
<u>BUDGET</u> <u>February, 1999</u>			
	<u>PRIOR</u> <u>FY 1997/1998</u>	<u>CURRENT</u> <u>FY 1998/1999</u>	<u>GOVERNOR'S BUDGET</u> <u>FY 1999/2000</u>
<u>TOTAL</u>	\$12,173,333	\$12,681,752	\$13,051,000
<u>PERSONNEL</u>	92.6	91.9	91.9
<u>FEES</u>	<input type="checkbox"/> Fees have remained level since FY 1991/1992 <input type="checkbox"/> No fee increase planned <input type="checkbox"/> Board of Registered Nursing Fund is sound		
<u>FUND</u>	<input type="checkbox"/> Appears adequate to meet unforeseen contingencies		

4.0 BRN Report

The next edition of the Board's newsletter has an anticipated mailing date of mid-February.

5.0 National Council of State Boards of Nursing - Mutual Recognition

In December 1998, representatives from the 20 Member Boards who are moving forward with mutual recognition began participating in regularly scheduled conference calls. This assisted those states in establishing a central location of information so that Member Boards needing to study what others are doing could do so more easily.

6.0 Teale Data Center

BRN applicants and licensees have experienced delays in receiving initial and renewal licenses during the past two weeks due to a major computer problem at Teale Data Center. This problem has had a statewide impact on Consumer Affairs, EDD, and DMV. The file transfer program at Teale crashed and the new program that IBM built was not compatible with Consumer Affairs' system. Records are being transmitted through an alternate method until a complete resolution occurs. In the meantime, approximately 2,000 licenses were delayed by 1-2 weeks, and processing may continue to be slower than usual temporarily. Unfortunately, the problem coincided with the end of the month, when renewals are crucial. The Board increased telephone coverage to assist the numerous callers, provided license verifications free of charge for affected licensees, and provided information about the general Business and Professions Code section that permits RNs to continue working during such situations.

7.0 Personnel

The following personnel changes have transpired since the last Board Meeting:

NEW HIRES

<u>Employee</u>	<u>Classification</u>	<u>Board Program</u>
Velma Lorta	Key Data Operator	Licensing
Larlee Walters	Office Technician	Enforcement

PROMOTIONS

<u>Employee</u>	<u>Classification</u>	<u>Board Program</u>
Christina Sprigg	Staff Services Analyst	Enforcement
Kelly Inzunza	Office Technician	Enforcement
Nicole Thomas	Office Technician	Licensing

SEPARATIONS

<u>Employee</u>	<u>Classification</u>	<u>Board Program</u>
Madeline Bakes	Assoc Gov Program Analyst	Administration
Gladys Mitchell	Assoc Gov Program Analyst	Enforcement

8.0 Board of Registered Nursing Web Page

This item was held over to the end of the meeting.

7.0 REPORT OF THE ADMINISTRATIVE COMMITTEE

M. J. Gorney-Moreno, Chairperson

7.1 Information Only: New Board Member Appointment

The Board of Registered Nursing takes pleasure in announcing the appointment of Sandra Erickson, CRNA, BPA to our Board. Sandra was appointed by Governor Wilson to fill the nursing administrator position vacated by Kay Schroer. Ms. Erickson's term expires June 1, 2001.

7.2 Information Only: Appointment of Members to Board Committees

The Administrative Committee met on January 15, 1999. Committee appointments and staff assignments were made for 1999. Committees are appointed yearly. The Board currently has one vacancy.

7.3 Approve/Not Approve: Board Member Training

The Administrative Committee is recommending a series of training/seminar sessions to assist new and continuing Board Members. The topics suggested include effective board training to maximize the Board's decision making process; issues related to domestic violence; overview of chemical dependency, including the use of methadone by potential applicants and RNs, enforcement processes, and a description of who performs what duties in hospital settings.

MSC: Jonilonis / Deutsch - That the Board approve Board Member training to be held at the end of Friday sessions on Board meeting days and that the training begin at the April meeting. 5-0-0

7.4 Information Only: National Council of State Boards of Nursing Update

Area I meeting will be held March 18 – 19, 1999 in Denver, Colorado.

The first day will allow area representatives to hear from the new executive director Eloise Cathcart and to have input into the Board's strategic direction.

The second day will be the regulatory day. The three major topics will focus on ethical dilemmas facing nursing, the use of telenursing and continued competence. Mary Jo Gorney-Moreno and Ruth Ann Terry will represent the Board.

7.5 Approve/Not Approve: Rulemaking Calendar for 1999

The 1999 Rulemaking Calendar was prepared and submitted to Office of Administrative Law as required.

MSC: Deutsch / Ecker - That the Board approve the 1999 Rulemaking Calendar. 5-0-0

8.0 REPORT OF THE LEGISLATIVE COMMITTEE

J. Jonilonis, Chairperson

8.1 Status Report: Goals and Objectives 1997/1998

A summary of goal achievements has been compiled to reflect how the Legislative Committee met its goals and objectives for the 1997/1998 Legislative session. The summary was attached for review.

8.2 Approve/Not Approve: Proposed Goals and Objectives for Calendar Years 1999/2000

Attached were proposed goals and objectives for Calendar Years 1999/2000.

MSC: Jonilonis / Deutsch - That the Board approve the proposed goals and objectives. 5-0-0

8.3 Adopt/Modify: Positions on Bills of Interest to the Board

AB78 Gallegos: Health Care Coverage: Board of Managed Health Care

MSC: Jonilonis / Deutsch - That the Board adopt a watch position on AB78. 5-0-0

SB97 Burton: Health Facilities

MSC: Jonilonis / Deutsch - That the Board adopt a support position on SB97. 5-0-0

9.0 REPORT OF THE NURSING PRACTICE COMMITTEE

G. Deutsch, Interim Chairperson

9.1 Status Report: Goals and Objectives 1998

A summary of goal achievements was compiled to reflect how the Nursing Practice Committee met its goals and objectives in Calendar Year 1998. The summary was attached for review.

9.2 Approve/Not Approve: Proposed Goals and Objectives for Calendar Years 1999/2000

Attached were goals and objectives for Calendar Years 1999/2000.

MSC: Deutsch / Ecker - That the Board approve the proposed goals and objectives. 5-0-0

9.3 Approve/Not Approve: New Advisory Statement: "Nurse Practitioners and Clinical Nurse Specialists in Long-Term Care Settings."

MSC: Deutsch / Ecker - That the Board approve the new advisory statement. 5-0-0

10.0 REPORT OF THE EDUCATION/LICENSING COMMITTEE

G. Deutsch, Chairperson

10.1 Approve/Not Approve Education/Licensing Committee Recommendations S. Lockett presented this report.

The Education/Licensing Committee met on January 15, 1999 and made the following recommendations:

Continue Approval of Nursing Education Program

- California State University Los Angeles BSN
- Mount Saint Mary's College BSN
- College of the Desert ADN
- Imperial Valley College ADN
- Saddleback College ADN
- Shasta College ADN

Defer Continuing Approval of Nursing Education Program

- LA County Medical Center School of Nursing ADN

Continue Approval of Advanced Practice Nursing Education Program

- California State University Los Angeles NP Program

Grant Initial Approval of Advanced Practice Nursing Education Program

- Holy Names College Nurse Practitioner Program

MSC: Deutsch / Jonilonis - That the Board approve the Education/Licensing Committee recommendations. 5-0-0

10.2 Approve/Not Approve: Major Curriculum Revision
University of San Francisco Entry Level Master's Degree Option
K. Weinkam presented this report.

MSC: Deutsch / Ecker - That the Board approve the major curriculum revision. 5-0-0

10.3 Ratify / Not Ratify Minor Curriculum Revisions

S. Lockett presented this report.

The following programs have submitted minor curriculum revisions that have been approved by the NECs.

- ❖ Azusa Pacific University NP
- ❖ CSU Bakersfield FNP
- ❖ CSU Bakersfield BSN
- ❖ Butte College ADN
- ❖ Dominican College of San Rafael BSN
- ❖ LA County Medical Center ADN
- ❖ Los Angeles Pierce College ADN
- ❖ Los Medanos College ADN
- ❖ Pacific Union College ADN
- ❖ Rio Hondo College ADN
- ❖ San Diego State University BSN
- ❖ Santa Barbara City College ADN
- ❖ Santa Monica College ADN
- ❖ University of Phoenix NP
- ❖ University of San Francisco NP
- ❖ Western University NP

MSC: Gorney-Moreno / Deutsch – That the Board ratify the minor curriculum revisions. 5-0-0

10.4 Accept / Not Accept Progress Report on Warning Status with Intent to Close From Maric College Associate Degree Nursing Program

A. Takahashi presented this report.

A continuing approval visit was conducted on May 18 - 19, 1998 at the Maric College ADN program by Alice Takahashi, NEC and Janette Wackerly, NEC. The program was found to be in non-compliance with five areas of the Board's regulations: CCR Sections 1424 (b)(1), 1424 (d), 1424 (j), 1425(c), 1425.1 (a), and 1426 (b).

The program has submitted a progress report which responds to the non-compliance areas and outlines the work the faculty has accomplished since the Board action of warning was taken.

Summary:

- The program continues to admit 80-90 students twice a year although its NCLEX success rate is diminishing.
- The move to allocate resources for the ADN program is positive and needs to be continued in the face of a major curriculum revision and counseling and a remediation plan which is needed to improve NCLEX success.

- The Assistant Director's hiring has provided some stability and support to both the Director and the students.
- Faculty needs to thoroughly evaluate whether this model of instruction, with a compressed 12 month course of instruction, with a traditional curriculum and the teaching and learning styles employed are appropriate for RN education.

MSC: Gorney-Moreno / Deutsch – That the Board accept the progress report from Maric College Associate Degree Nursing Program. 5-0-0

10.5 Approve / Not Approve Establishing a Task Force to Study NCLEX Scores

J. Harlow presented this report.

Members of the Education/Licensing Committee, Nursing Program Directors and Faculty, and Nursing Education Consultants are increasingly concerned about the decline in NCLEX-RN scores for California prelicensure programs. The latest results for two years (10/1/96 – 9/30/98) show the pass rate for California first time test takers has decreased from 87.7% to 83.96%. A drop of 3.74%. Nationally, the pass rate for first time tests takers decreased from 87.7% - 85.30% - a drop of 2.40%.

This general trend is of concern. In addition, the number of California prelicensure programs with a pass rate below 70% has increased as well as those programs with a pass rates of between 70 – 74%. A review of individual programs indicates that 17 programs currently have pass rates below 75%. ELC Goal 6 states that *Individual Nursing program NCLX-RN results (are) monitored at least semi-annually*. NECs are responsible for contacting the affected education programs to determine what plans faculty have for addressing these substandard scores. Program Directors and their faculty are concerned about the lowered NCLEX-RN scores, as are their students.

The request of the ELC members is that this area of concern be studied by a Task Force composed of representatives from associate degree and baccalaureate degree programs from both southern and northern California programs. The Task Force would examine such areas as: identifying the best predictors of success in completing a nursing program and passing the NCLEX-RN, exploring the impact of reading level skills on success, examining the effect, if any, of students for whom English is a second language, and other areas. This Task Force would be appointed by the Executive Officer and include two representatives from each type of program from both the south and north for a total of eight members. It is anticipated that they would meet three to four times and submit a report to the ELC by October 1999 identifying their findings and making recommendations about strategies to improve NCLEX-RN scores.

MSC: Gorney-Moreno / Jonilonis – That the Board approve establishing a task force to study NCLEX scores. 5-0-0

10.6 Status Report: Goals and Objectives 1998

S. Lockett presented this report.

A summary of goal achievement has been compiled to track how the Education/Licensing Committee has met its goals and objectives for calendar year 1998. The summary was attached for review.

10.7 Approve / Not Approve: Proposed Goals and Objectives for Calendar Years 1999/2000

S. Lockett presented this report.

Attached were goals and objectives for calendar years 1999/2000.

MSC: Deutsch / Ecker – That the Board approve the goals and objectives. 5-0-0

10.8a Information Only: Report of 1998 Approval Visit Questionnaire

S. Lockett presented this report.

Upon completion of approval visits to nursing programs, the director of the program is asked to fill out a questionnaire relating to the approval process. Attached was a summary of the questionnaires returned from December 1998.

10.8b Information Only: National Council/NCLEX Update

J. Harlow presented this report.

The Board receives quarterly reports from National Council of State Boards of Nursing regarding the pass rates for first - time test takers by jurisdiction, foreign countries, and California prelicensure programs. NECs review these regularly to determine whether their assigned programs are demonstrating a passing rate that is between 70-75 % or lower than 70 %. When these conditions are noted, the assigned NEC contacts the Program Director to ascertain what plans the faculty have to address this lower pass rate. When this is a persistent problem or the passing score is below 70 %, the program Director is directed to prepare a report to the Board of Registered Nursing. This is then reported to the Education/Licensing Committee.

The report covering the period of 10/01/97 – 9/30/98 was attached.

11.0 REPORT OF THE DIVERSION/DISCIPLINE COMMITTEE

J. Jonilonis, Chairperson

Enforcement Program:

E. Hochberg / U. Claar-Rice presented this report

11.1 Status Report: Goals and Objectives for Calendar Year 1998

A summary of goal achievements has been compiled to reflect how the Diversion/Discipline Committee met its goals and objectives for 1998. The summary for 1998 was attached.

11.2 Approve / Not Approve: Proposed Goals and Objectives for calendar Years 1999/2000

E. Hochberg, U. Claar-Rice presented this report.

Attached were goals and objectives for calendar years 1999/2000.

MSC: Jonilonis / Ecker – That the Board approve the goals and objectives for 1999/2000. 5-0-0

11.3 Information Only: Enforcement Program Update and Statistics

E. Hochberg presented this report.

Attached were the Enforcement Program statistics for the first five months of the fiscal year 1998/1999 (July 1998 through November 1998). These statistics are generated from the departmental tracking system.

11.4 Information Only: Diversion Program Update and Statistics

U. Claar-Rice presented this report.

The statistics for the Diversion Program for November 1998 were attached.

A meeting was held on December 1, 1998 of the Nurse Support Group Facilitators with staff in attendance from the Board of Registered Nursing and OHS/MHN. Minutes from the meeting were attached for information.

11.5 Approve/Not Approve: New Diversion Evaluation Committee (DEC) Member Appointments

U. Claar-Rice presented this report.

In accordance with Section 2770.2 of the Business & Professions Code, the Board of Registered Nursing is responsible for appointing persons to serve on the Diversion Evaluation Committee(s) of its Diversion Program. Recommended for Appointments:

Grace Murphy, RN, MFCC Los Angeles

Betty Tabora, RN Burbank

Rosemary Moore, RN Oakland

MSC: Jonilonis / Ecker – That the Board approve the appointments recommended. 5-0-0

6.0 EXECUTIVE OFFICER’S REPORT (continued)

8.0 Board of Registered Nursing Web Page

Jody Curto and Heidi Goodman presented a demonstration of the board’s new web page.

12.0 Open Forum

One of the students asked the Board a question pertaining to NCLEX.

The meeting adjourned at 11:21 AM.

Ruth Ann Terry, MPH, RN
Executive Officer

Mary Jo Gorney-Moreno, PhD, RN
President